

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

\*\*\* FILED \*\*\*  
01/24/2001

01/23/2001

CLERK OF THE COURT  
FORM R102B

MICHELE M. IAFRATE  
FOR HEARING OFFICER R. JEFFREY  
WOODBURN

C. Terrell  
Deputy

CR 2001-000600

FILED: \_\_\_\_\_

STATE OF ARIZONA

LEONARDO L RUIZ

v.

MARTHA CHAVEZ

KRISTI M ADAMS

APO-PLEAS-CCC  
JUDGE WILKINSON  
OCI-CCC  
PSA - RELEASE & REPORTS  
VICTIM WITNESS DIV-CA-CCC  
MICHELE M IAFRATE  
3636 N CENTRAL AVE  
SUITE 510  
PHOENIX AZ  
85012-1460

WAIVER OF PRELIMINARY HEARING AND  
PLEA AGREEMENT ARRAIGNMENT PROCEEDINGS

9:34 a.m. State is represented by John Brinker for above-named counsel. Defendant is present, represented by Patty Riggs for above-named counsel and is assisted by Cathy Betancourt for Gabriella Lindsey of the Office of the Court Interpreter.

Court Reporter, Bonnie Eggers, is present.

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Defendant is advised as to the prior waiver of right to a Preliminary Hearing and Plea Agreement signed by Defendant and counsel.

The Court advises the Defendant as to the range of possible sentences for the offense, including whether or not probation is available and any other conditions imposed by statute, including special requirements for probation, if available. The Court further advises the Defendant as to all constitutional rights waived by the Plea Agreement.

The Court further advises the Defendant that by entering into a plea agreement that he/she waives the right to have the Arizona Court of Appeals review the proceedings by way of a direct appeal, and may seek review only by filing a Petition for Post Conviction Relief, pursuant to Rule 32 within 90 days of entry of judgment and sentencing.

THE COURT FINDS that reasonable efforts have been made to give the victim notice of the plea proceeding and an opportunity to be heard.

Upon inquiry, the Court finds that the Defendant desires to forego the constitutional rights, that the plea of:

GUILTY is made knowingly, intelligently and voluntarily, not the result of force, threats or promises; that there is a factual basis for the plea; and that the Defendant understands the range of sentences and other penalties available.

The Defendant enters a plea of Guilty to the following crime(s):

OFFENSE: AMENDED - COUNT 1: ATTEMPTED AGGRAVATED ASSAULT, a class 4 FELONY, nondangerous and nonrepetitive offense in violation of A.R.S. Sections 13-1204(A)(2)(B), 1203(A)(1),

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3601(A), 701, 702, 801 and 702.01 committed on December 30, 2000.

Acceptance of the plea is deferred to time of sentencing.

IT IS ORDERED setting time for acceptance of plea, entry of judgment of guilt and sentencing on FEBRUARY 22, 2001 AT 8:30 A.M. before Judge Wilkinson.

IT IS FURTHER ORDERED that a presentence investigation and report be made and that the Defendant, if not in custody, shall immediately report to the Adult Probation Department.

ISSUED: Request for Presentence Report (Green Slip).

IT IS FURTHER ORDERED that the motion to dismiss Count 2 and the allegation of dangerousness as reflected in the Plea Agreement, will be deemed submitted at the time of sentencing.

IT IS FURTHER ORDERED affirming prior RELEASE orders.

IT IS FURTHER ORDERED vacating any pending dates.

9:43 a.m. Matter concludes.